

3137

STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority in and for said county in said state, personally appeared W. G. Spradley, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is W. G. Spradley. I am 77 years of age and have lived in and around the community in which the hereinafter described land is situated all of my life. Said land being described as follows:

A part of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 19, Township 18 South, Range 2 East, described as follows: Commence at the intersection of the northeast boundary of right-of-way of Central of Georgia Railroad where it intersects the line between the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 19 and run southeasterly along said right-of-way 192 $\frac{2}{3}$ feet to point of beginning; thence continue southeasterly along said railroad right-of-way 140 yards; thence 19 deg. north of east 140 yards; thence northwesterly direction parallel with said Railroad 140 yards to southeast corner of Goodwin lot; thence along the south line of Goodwin lot 19 deg. south of west 140 yards to point of beginning; situated in Shelby County, Alabama.

When I first remember said land, it was owned and in the possession of W. C. Elder. He lived in the house situated thereon with his family and had a garden and other parts of the lot under cultivation. The land was fenced in at that time and continued to be fenced throughout the years; however, the fence has not been kept in a good state of repair, but there are portions of it visible even today. I recall that W. C. Elder mortgaged the land to Oden-Elliott Lumber Company and the same was foreclosed and Wales W. Wallace bought the land at foreclosure and sold it the same day to J. B. Falkner--he being the person to whom said mortgage had been transferred. The said J. B. Falkner went into possession of the land and immediately moved into the house and lived there for a number of years and cultivated the land during this time. He sold the property to F. T. and Annie Catlin, who went into immediate possession of the same and lived in the dwelling house situated thereon. They mortgaged the property to J. F. Helms, who foreclosed the same and then sold the land to J. R. Taylor. said J. R. Taylor took possession of the property and rented it out to tenants, one of whom was my brother A. J. Spradley. While he was living there, the house burned. W. E. Riddle purchased the property from J. R. and Fannie Taylor and he looked after the same and was in the actual possession of the land until he sold it to R. J. Bruner on June 25, 1935, as shown by deed book 94 page 490 in Probate Office of Shelby County, Alabama. R. J. Bruner built another house on the land, being a 4-room house--and rented the same to tenants each and every year while he owned the same and R. J. Bruner cultivated the land surrounding the house. The Said R. J. Bruner sold the property to W. R. Baker, who only held it fo

it for a few days and sold it to Bert Stevens. Bert Stevens went into immediate possession of the same, remodeled the house and built two new rooms thereon. He has cultivated the land each and every year since he has owned the same and has been in the open, notorious, peaceable, adverse and continuous possession of same and paid taxes thereon each and every year until the present day.

There has been called to my attention a deed from Barbara A. Moore to Alene Osborn which is recorded in Deed Book 256 page 979 in the Probate Office of Shelby County, Alabama. I also understand there are some other deeds in this chain of title which describe certain land. I know where the ten acre parcel of land claimed by Alene Osborn is located and of my own knowledge, I know the same is some two miles east of the above described land and is in another section and I would assume the property is described as being in the wrong section. I know of my own knowledge that neither W. L. McGuire, W. D. Osborn, Barbara Moore, R. H. Moore or Alene Osborn have ever made any claim or been in possession of the above described land.

W. G. Spradley
W. G. Spradley

Sworn to and subscribed to before me
on this the 11th day of May, 1970.

Martha B. Janner
Notary Public

Before me, the undersigned authority in and for the State of Alabama at Large, personally appeared Horace Spradley, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Horace Spradley. I remember the above described land when J. R. Taylor purchased the same and I know the matters and things mentioned above in the affidavit of W. G. Spradley from that time to the present date are true and correct.

Horace Spradley
Horace Spradley

Sworn to and subscribed to before me on
this the 4th day of May, 1970.

Martha B. Janner
Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1970 MAY -8 PM 3:38
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Clerk of Probate
JUDGE OF PROBATE